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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

FEB 21 2018

SEAN F. McAVOY, CLERK
DEPUTY
SPOKANE, WASHINGTON

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

4:18-CR-6006-EFS

Plaintiff,

INDICTMENT

vs.

DUSTIN EARL OGLAND,

Defendant.

21 U.S.C. § 841(a)(1),
(b)(1)(C)

Possession with Intent to Distribute
A Mixture or Substance Containing
A Detectable Amount of Fentanyl
(Count 1)

18 U.S.C. § 924(c)(1)(A)
Possession of a Firearm in
Furtherance of Drug Trafficking
(Count 2)

21 U.S.C. § 853
Criminal Forfeiture

The Grand Jury Charges:

COUNT ONE

On or about January 25, 2018, in the Eastern District of Washington, the
Defendant, DUSTIN EARL OGLAND, did knowingly and intentionally possess with
the intent to distribute a mixture or substance containing a detectable amount of N-

1 phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide (aka Fentanyl), a Schedule II
2 controlled substance, in violation of 21 U.S.C. § 841(a)(1), (b)(1)(C).
3

4 **COUNT TWO**

5 On or about January 25, 2018, in the Eastern District of Washington, the
6 Defendant, DUSTIN EARL OGLAND, did knowingly and willfully possess a firearm,
7 to wit: a Taurus 9mm handgun bearing serial number TI084457, in furtherance of a drug
8 trafficking crime for which he may be prosecuted in a court of the United States, that is,
9 Possession with Intent to Distribute a Mixture or Substance Containing a Detectable
10 Amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide (aka Fentanyl),
11 in violation of 21 U.S.C. § 841(a)(1), (b)(1)(C), as charged in Count 1, all in violation
12 of 18 U.S.C. § 924(c)(1)(A).
13
14
15
16

17 **NOTICE OF CRIMINAL FORFEITURE ALLEGATIONS**

18 1. The allegations contained in this Indictment are hereby re-alleged and
19 incorporated by reference for the purpose of alleging forfeitures pursuant to 21 U.S.C. §
20 853; and/or 18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c).
21

22 2. Pursuant to 21 U.S.C. § 853 upon conviction of an offense of
23 violation of 21 U.S.C. § 841 as alleged in this Indictment, Defendant, DUSTIN
24 EARL OGLAND, shall forfeit to the United States of America, any property
25 constituting, or derived from, any proceeds obtained, directly or indirectly, as the
26 result of such offense(s) and any property used or intended to be used, in any
27 manner or part, to commit or to facilitate the commission of the offense(s).
28

1 If any forfeitable property, as a result of any act or omission of the
2 Defendant(s):

- 3
4 (a) cannot be located upon the exercise of due diligence;
5 (b) has been transferred or sold to, or deposited with, a third party;
6 (c) has been placed beyond the jurisdiction of the court;
7 (d) has been substantially diminished in value; or
8 (e) has been commingled with other property which cannot be divided
9 without difficulty;


10
11 the United States of America shall be entitled to forfeiture of substitute property
12 pursuant to 21 U.S.C. § 853(p).


13
14 3. Pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), upon conviction
15 of an offense in violation of 18 U.S.C. § 924(c)(1)(A) as set forth in this Indictment,
16 Defendant, DUSTIN EARL OGLAND, shall forfeit to the United States of America,
17 any firearms and ammunition involved or used in the commission of the offense.
18

19
20 DATED this 21 day of February, 2018.

21 A TRUE BILL

22
23
24 Foreperson

25
26 
JOSEPH H. HARRINGTON
27 United States Attorney

28 
Caitlin Baunsgard
Assistant United States Attorney